

MAR 25 2005

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this paper, together with all enclosures identified herein, is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703 872-9306) on the date indicated below.

March 25, 2005
Date

Shirley O'Donnell
Shirley O'Donnell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Schubert, et al.
Serial No. : 10/682223
Filed : October 09, 2003
For : NONAQUEOUS CELL WITH IMPROVED
THERMOPLASTIC SEALING MEMBER
Docket No. : SP-1665.1 US
Group Art Unit : 1746

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The following documents are being transmitted via facsimile:

Information Disclosure Statement
Form PTO 1449
Copy of UK Patent No. 2149198

A total of nine (9) pages, including this transmittal letter, are being transmitted. If there is any problem with this transmission, please contact the undersigned.

Respectfully submitted,

Date: March 25, 2005

Shirley O'Donnell
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Atty. Docket No. SP-1665.1 US

MAR 25 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Schubert, et al.
Appln. No. : 10/682223
Filing Date : October 09, 2003
For : Nonaqueous Cell With Improved Thermoplastic Sealing Member
Art Unit : 1746

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(b)

Pursuant to 37 CFR §§1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed more than three months after the filing date of the above-referenced application but, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed documents is submitted herewith along with Form PTO-1449. Applicants respectfully request that the Examiner consider each of the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant : Schubert, et al.
Appln. No. : 10/682223
Page : 2

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

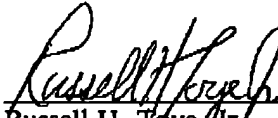
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 05-1325.

Respectfully submitted,

Schubert, et al.

By: Eveready Battery Company, Inc.

3/24/05
Date



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INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				Docket Number (Optional) SP-1665.1 US		Application Number 10/682223		
				Applicant(s) Schubert, et al				
				Filing Date October 09, 2003		Group Art Unit 1746		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		4,008,354 A	02/15/77	Fitchman, et al	429	56	05/12/75	
		6,468,691 B1	10/22/02	Malay, et al	429	174	02/28/00	
		4,931,368 A	06/05/90	Ayers, et al	429	53	09/22/87	
U.S. PATENT APPLICATION PUBLICATIONS								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		2003/118902 A1	06/26/03	Ray, et al	429	174	12/20/01	
FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
		2149198A	06/05/85	GB	H01M 2	08	YES	NO
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>								
EXAMINER				DATE CONSIDERED				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								